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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION
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9 K.A., a minor, by and through her *Guardian ad*
10 *Litem* MAYRA P.,

11 Plaintiff,

12 v.

13 CLINICA SIERRA VISTA, a Federally
14 Qualified Health Center; DMITRI DE LA
15 CRUZ, M.D. in his individual capacity;
16 KATHLEEN KALFMAN; in her official
capacity; and the UNITED STATES OF
AMERICA, a governmental entity, and DOES 1
through 10, inclusive,

17 Defendants.
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Case No. 1:21-cv-01105-EPG

JUDGE: Hon. Jennifer L. Thurston

**~~[PROPOSED]~~ ORDER GRANTING JOINT
STIPULATION TO REMAND THE ACTION
TO STATE COURT**

21 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD HEREIN:**

22 Having considered the joint stipulation submitted by the parties, and good cause appearing:
23 IT IS HEREBY ORDERED THAT:

- 24 1) Claim One under the Federal Tort Claims Act is DISMISSED without prejudice.
25 2) The United States of America is DISMISSED without prejudice.

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- 1 3) This action is REMANDED to Fresno County Superior Court pursuant to 28 U.S.C.
2 § 1447(c).
3 4) The Clerk of Court is directed to terminate all open motions and close this case.
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5 IT IS SO ORDERED.

6 Dated: **February 11, 2022**


UNITED STATES DISTRICT JUDGE